

**Supplement to the Official Journal of the European Union**Info and online forms: <http://simap.ted.europa.eu>**CONTRACT AWARD NOTICE**Results of the procurement procedure  
Directive 2014/24/EU**SECTION I: CONTRACTING AUTHORITY****I.1) Name and addresses**

(please identify all contracting authorities responsible for the procedure)

Official name: ASFINAG Autobahnen- und Schnellstraßen-Finanzierungs-Aktiengesellschaft			National registration number:
Postal address: ASFINAG Bau Management GmbH, Modecenterstraße 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person:			Telephone: +43 050108-14494
E-mail: <a href="mailto:friedrich.effenberger@asfinag.at">friedrich.effenberger@asfinag.at</a>			Fax:
Internet address(es) Main address: (URL) <a href="http://www.asfinag.at">www.asfinag.at</a> Address of the buyer profile: (URL)			

**I.2) Joint procurement**☐ The contract involves joint procurement

In the case of joint procurement involving different countries, state applicable national procurement law:

☐ The contract is awarded by a central purchasing body**I.4) TYPE OF THE CONTRACTING AUTHORITY**☐ Ministry or any other national or federal authority, including their regional or local subdivisions☐ National or federal agency/office☐ Regional or local authority☐ Regional or local agency/office☒ Body governed by public law☐ European institution/agency or international organisation☐ Other:**I.5) MAIN ACTIVITY**☐ General public services☐ Defence☐ Public order and safety☐ Environment☐ Economic and financial affairs☐ Health☐ Housing and community amenities☐ Social protection☐ Recreation, culture and religion☐ Education☒ Other activity: Infrastrukturbetreiber

## II.1) Scope of the procurement

## II.2) Description

This form was created with PEP-Online (lieferanzeiger.at/auftrag.at). Identification number in PEP-Online: L-715216-9b29. Page 2 of 7



<input type="radio"/> Competitive dialogue <input type="radio"/> Innovation partnership <input type="radio"/> Award of a contract without prior publication of a call for competition in the Official Journal of the European Union in the cases listed below (please complete Annex D1)
<b>IV.1.3) Information about a framework agreement or a dynamic purchasing system</b> <input type="checkbox"/> The procurement involves the establishment of a framework agreement <input type="checkbox"/> A dynamic purchasing system was set up
<b>IV.1.6) Information about electronic auction</b> <input type="checkbox"/> An electronic auction has been used
<b>IV.1.8) Information about the Government Procurement Agreement (GPA)</b> The procurement is covered by the Government Procurement Agreement <input checked="" type="radio"/> yes <input type="radio"/> no

#### IV.2) Administrative information

<b>IV.2.1) Previous publication concerning this procedure</b> Notice number in the OJ S: 2016/S 249–457290 (One of the following: Prior information notice used as a call for competition; Contract notice; Voluntary ex ante transparency notice)
<b>IV.2.8) Information about termination of dynamic purchasing system</b> <input type="checkbox"/> An electronic auction has been used;
<b>IV.2.9) Information about termination of call for competition in the form of a prior information notice</b> <input type="checkbox"/> The contracting authority will not award any further contracts based on the above prior information notice

#### SECTION V: AWARD OF CONTRACT

**Contract No:**[301700850] **Lot No:**[1] **Title:** Lieferung von Lärmschutzpaneelen (Freiland)

A contract/lot is awarded ☒ yes ☐ no

#### V.1) Information on non-award

The contract/lot is not awarded <input type="radio"/> No tenders or requests to participate were received or all were rejected <input type="radio"/> Other reasons (discontinuation of procedure) Notice reference: [ ][ ][ ][ ]-[ ][ ][ ][ ] (year and document number)
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

#### V.2) Award of contract

<b>Date of conclusion of the contract:</b> 17/03/2017 (dd/mm/yyyy)	
Number of tenders received: [3] Number of tenders received from SMEs: [ ] (SME – as defined in Commission Recommendation 2003/361/EC) Number of tenders received from tenderers from other EU Member States: [ ] Number of tenders received from tenderers from non-EU Member States: [ ] Number of tenders received by electronic means: [ ] The contract has been awarded to a group of economic operators <input type="radio"/> yes <input checked="" type="radio"/> no	
<b>V.2.3) Name and address of the contractor</b>	
Official name: Betonwerk Rieder GmbH	National registration number:

Postal address:			
Town: Maishofen	NUTS code: AT	Postal code:	Country: Austria
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no			
<b>V.2.4) Information on value of the contract/lot (excluding VAT)</b> Initial estimated total value of the contract/lot: [] (for framework agreements or dynamic purchasing systems – estimated total maximum value for the entire duration of this lot) Total value of the contract/lot: [1229583,35] or Lowest offer: [] / Highest offer: [] taken into consideration Currency: [ ] [ ] [ ]  (for framework agreements – total maximum value for this lot) (for dynamic purchasing systems – value of contract(s) for this lot not included in previous contract award notices) (for contracts based on framework agreements, if required – value of contract(s) for this lot not included in previous contract award notices)			
<b>V.2.5) Information about subcontracting</b> <input checked="" type="checkbox"/> Value or proportion likely to be subcontracted to third parties: Value or proportion likely to be subcontracted to third parties Value excluding VAT: [ ] Currency: [ ] [ ] [ ]  Proportion: [ ] % Short description of the part of the contract to be subcontracted:			
<b>SECTION V: AWARD OF CONTRACT</b> <b>Contract No:[301700851] Lot No:[2] Title: Lieferung von Lärmschutzpaneelen (Objekte)</b>  A contract/lot is awarded <input checked="" type="radio"/> yes <input type="radio"/> no			
<b>V.1) Information on non-award</b> The contract/lot is not awarded <input type="radio"/> No tenders or requests to participate were received or all were rejected <input type="radio"/> Other reasons (discontinuation of procedure) Notice reference: [ ] [ ] [ ]-[ ] [ ] [ ] [ ] (year and document number)			
<b>V.2) Award of contract</b> <b>Date of conclusion of the contract:</b> 17/03/2017 (dd/mm/yyyy) Number of tenders received: [1] Number of tenders received from SMEs: [] (SME – as defined in Commission Recommendation 2003/361/EC) Number of tenders received from tenderers from other EU Member States: [] Number of tenders received from tenderers from non-EU Member States: [] Number of tenders received by electronic means: []  The contract has been awarded to a group of economic operators <input type="radio"/> yes <input checked="" type="radio"/> no			
<b>V.2.3) Name and address of the contractor</b>			
Official name: Forster Metallbau GmbH		National registration number:	
Postal address:			
Town: Waidhofen / Ybbs	NUTS code: AT	Postal code:	Country: Austria
E-mail:		Telephone:	

Internet address:(URL)	Fax:
The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no	
<b>V.2.4) Information on value of the contract/lot (excluding VAT)</b> Initial estimated total value of the contract/lot: [] (for framework agreements or dynamic purchasing systems – estimated total maximum value for the entire duration of this lot) Total value of the contract/lot: [1007018,00] or Lowest offer: [] / Highest offer: [] taken into consideration Currency: [ ] [ ] [ ]  (for framework agreements – total maximum value for this lot) (for dynamic purchasing systems – value of contract(s) for this lot not included in previous contract award notices) (for contracts based on framework agreements, if required – value of contract(s) for this lot not included in previous contract award notices)	
<b>V.2.5) Information about subcontracting</b> <input checked="" type="checkbox"/> Value or proportion likely to be subcontracted to third parties:  Value or proportion likely to be subcontracted to third parties Value excluding VAT: [ ] Currency: [ ] [ ] [ ]  Proportion: [ ] % Short description of the part of the contract to be subcontracted:	

## SECTION VI: COMPLEMENTARY INFORMATION

### VI.3) Additional information

--

### VI.4) Procedures for review

<b>VI.4.1) Review body</b>		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192 - 196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	
<b>VI.4.2) Body responsible for mediation procedures</b>		
Official name:		
Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
<b>VI.4.3) Review procedure</b>		
Precise information on deadline(s) for review procedures:		
<b>VI.4.4) Service from which information about the review procedure may be obtained</b>		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192 - 196		

Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	

**VI.5) Date of dispatch of this notice: (dd/mm/yyyy) (dd/mm/yyyy) 29/11/2019**

#### **Annex D1 – General procurement**

#### **Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union**

Directive 2014/24/EU

(please select the relevant option and provide an explanation)

- ☒ **1. Justification for the choice of the negotiated procedure without prior publication of a call for competition in accordance with Article 32 of Directive 2014/24/EU**
  - ☐ No tenders or no suitable tenders/requests to participate in response to:
    - ☒ **open procedure**
    - ☒ **restricted procedure**
  - ☐ The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the directive (for supplies only):
  - ☐ The works, supplies or services can be provided only by a particular economic operator for the following reason:
    - ☒ **absence of competition for technical reasons**
    - ☒ **procurement aiming at the creation or acquisition of a unique work of art or artistic performance**
    - ☒ **protection of exclusive rights, including intellectual property rights**
  - ☐ Extreme urgency brought about by events unforeseeable for the contracting authority and in accordance with the strict conditions stated in the directive:
  - ☐ Additional deliveries by the original supplier ordered under the strict conditions stated in the directive:
  - ☐ New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the directive:
  - ☐ Service contract to be awarded to the winner or one of winners under the rules of a design contest:
  - ☐ Procurement of supplies quoted and purchased on a commodity market:
  - ☐ Purchase of supplies or services on particularly advantageous terms:
    - ☒ **from a supplier which is definitively winding up its business activities**
    - ☒ **from the liquidator in an insolvency procedure, an arrangement with creditors or a similar procedure under national laws and regulations**
- ☒ **2. Other justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union**
  - ☐ The procurement falls outside the scope of application of the directive:

#### **3.Explanation**

--